

Paper 215

Mail Stop Interference
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Filed December 1, 2008

**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

EYAL RAZ
Junior Party
(U.S. Patent 6,498,148),

v.

ARTHUR M. KRIEG AND JOEL KLINE
Senior Party
(U.S. Application 09/337,584).

Patent Interference No. 105,526 (MPT)
(Technology Center 1600)

Judgment – Preliminary Motions – Bd. R. 127

Before: JAMES T. MOORE, *Vice Chief Administrative Patent Judge* and
SALLY LANE and MICHAEL P. TIERNEY, *Administrative Patent Judges*.

TIERNEY, *Administrative Patent Judge*.

The Board has entered a Decision on Motions in this interference.
(Paper 214). The Decision grants Krieg Motion 2 for judgment based on
lack of enablement and/or written description. Accordingly, judgment is
entered against junior party Raz.

It is:

Ordered that judgment be entered against all of junior party Raz's

involved claims, claims 1-4 and 6-19.

Further Ordered that claims 1-4 and 6-19 of Raz's involved U.S. Patent 6,498,148 be CANCELED, 35 U.S.C. § 135(a).

Further Ordered that a copy of this judgment be entered in the administrative records of the involved Raz, U.S. Patent 6,498,148 and Krieg, U.S. Application 09/337,584.

cc (via electronic filing):

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